

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION**

**PAMELA R. LAY, BRIAN DUCOTE,  
RYAN JETER, ALYSSA JAYNES,  
MARCUS DEVANE, AND SIMON SUAREZ,  
ON BEHALF OF THEMSELVES AND ALL,  
OTHERS SIMILARLY SITUATED,**

*Plaintiffs,*

**V.**

**SPECTRUM CLUBS, INC.,  
GOLD'S GYM INTERNATIONAL, INC.;  
GOLD'S TEXAS HOLDINGS GROUP, INC.,  
GBG, INC.; GOLD'S ALABAMA, LLC;  
GOLD'S GYM ROCKIES, LLC; GOLD'S  
HOLDINGS CORP.; GOLD'S OKLAHOMA,  
LLC; GOLD'S ST. LOUIS, LLC;**

*Defendants.*

**Civ. No. 5:12-cv-00754-DAE**

**JURY DEMANDED**

**JOINT MOTION TO APPROVE FLSA SETTLEMENT AND TO DISMISS CLAIMS  
AGAINST DEFENDANT SPECTRUM CLUBS, INC.**

Plaintiffs and Defendant Spectrum Clubs, Inc. (“Spectrum”) file this Joint Motion to Approve FLSA Settlement and To Dismiss Claims Against Defendant Spectrum Clubs, Inc., and in support thereof, state as follows:

This is an action for unpaid wages under the Fair Labor Standards Act of 1938, as amended (“FLSA”), 29 U.S.C. § 201 *et seq.* Plaintiffs asserted they and other individuals similarly situated to Plaintiffs were owed unpaid overtime wages based on their work for Defendant Spectrum. Spectrum denies Plaintiffs’ allegations. The parties have reached a resolution of this matter and entered into confidential settlement agreements, which they have requested be filed under seal or inspected by the Court *in camera*. The parties agree that the settlement agreements reflect a fair and reasonable compromise of Plaintiffs’ claims. (See

Exhibit A). Therefore, the parties jointly request the Court approve their settlement and dismiss this case with prejudice.

Wherefore, the parties respectfully request that the Court dismiss Plaintiffs' claims against Spectrum Clubs, Inc. with prejudice and approve the Settlement.

Respectfully submitted,

/s/ Lawrence Morales II  
Lawrence Morales II  
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**ATTORNEY FOR PLAINTIFFS**

Respectfully submitted,

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**ATTORNEY FOR SPECTRUM**

**CERTIFICATE OF CONFERENCE**

I hereby certify that I conferred with Gold's Gym's counsel Brian Jorgensen concerning the contents of this Motion. Mr. Jorgensen indicated that the Gold's Gym defendants did not oppose this Motion.

/s/ Lawrence Morales II  
Lawrence Morales II

**CERTIFICATE OF SERVICE**

I hereby certify that on July 15, 2013, I electronically filed the foregoing instrument with the Clerk of the Court using the CM/ECF system, which will automatically send e-mail notification of such filing to admitted counsel of record:

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/s/ Lawrence Morales II  
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